

USDC SDNY
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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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IN RE APPLICATION OF AT&T MOBILITY :
(f/k/a CINGULAR WIRELESS) :
:
-----X

09 Civ. 7072
(DLC) (MHD)

-----X
:
IN RE APPLICATION OF CELLCO PARTNERSHIP :
LLC, d/b/a/ VERIZON WIRELESS :
:
-----X

09 Civ. 7074
(DLC) (MHD)

-----X
:
IN RE APPLICATION OF ERICSSON, INC. :
:
-----X

09 Civ. 7076
(DLC) (MHD)

ORDER

Related to :
:

UNITED STATES OF AMERICA, :
Plaintiff :
v. :
:

41 Civ. 1395
(DLC)

AMERICAN SOCIETY OF COMPOSERS, AUTHORS, :
AND PUBLISHERS, :
Defendant. :
:
-----X

DENISE COTE, District Judge:

In a letter dated November 22, 2010, ASCAP indicates that AT&T & Mobility LLC ("AT&T") has been unwilling to disclose confidential contracts between AT&T and certain providers of content ("content providers") that is streamed over AT&T's cellular video service. ASCAP contends that it must review these contracts to determine the portion of AT&T's payment to content providers that is given in exchange for the right to stream content. As reflected in AT&T's letter of November 24,

2010, four content providers have objected or failed to give consent to disclosure to ASCAP. Accordingly, it is hereby

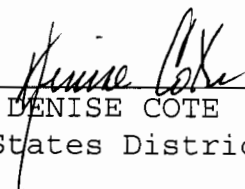
ORDERED that on December 16, 2010, at 2:30 p.m., the parties shall appear at a conference to resolve this dispute in Courtroom 11B at the United States District Court, 500 Pearl Street, New York, New York.

IT IS FURTHER ORDERED that AT&T must give notice to the relevant third-party content providers so that they may be given an opportunity to be heard at the December 16, 2010 conference.

IT IS FURTHER ORDERED that AT&T shall bring to the December 16, 2010 conference an example of one of the contracts that is the subject of this dispute.

SO ORDERED:

Dated: New York, New York
December 3, 2010



DENISE COTE
United States District Judge